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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA, ) No. CR 06-00754 SBA  
11 )  
Plaintiff, ) STIPULATION AND ORDER TO  
12 ) EXCLUDE TIME  
v. )  
13 )  
FRANCISCO GOMEZ, )  
14 )  
Defendants. )  
15 \_\_\_\_\_)

16 Defendant Francisco Gomez appeared before the Court on July 9, 2007, for status. At that  
17 time, the matter was continued to the new date of July 24, 2007, at 9:00 a.m. for status. This  
18 stipulation is to confirm that the parties jointly stipulate and request that the time between July 9 and  
19 July 24, 2007, be excluded from calculations under the Speedy Trial Act, 18 U.S.C. §3161(h)(8)(A)  
20 and (B)(iv). Defense counsel is continuing to complete outstanding investigation and research  
21 regarding Mr. Gomez's case and the parties agree that it is appropriate to afford counsel additional  
22 time to complete this work.

23 For this reason, the parties request that the Court order that this period of time should be  
24 excluded under the Speedy Trial Act, 18 U.S.C. §3161 (h)(8)(A) and (B)(iv), because the  
25 continuance is necessary to provide defense with the reasonable time necessary for effective  
26

1 preparation, taking into account the exercise of due diligence.

2 SO STIPULATED.

3 Dated: July 13, 2007

/S/

4 HILARY A. FOX  
Attorney for Defendant Gomez

5 SO STIPULATED.

6 Dated: July 13, 2007

/S/

7 LUCINDA SIMPSON  
8 Special Assistant United States Attorney

9 SIGNATURE ATTESTATION

10 I hereby attest that I have on file all holograph signatures indicated by a "conformed"  
11 signature ("/S/") within this efiled document.

12  
13 ORDER

14 Based on the reasons provided in the stipulation of the parties above, the Court hereby FINDS  
15 that the ends of justice served by granting the continuance outweigh the best interests of the public  
16 and the defendant in a speedy trial, and that the failure to continue the matter would deny defendant  
17 Gomez the reasonable time necessary for effective preparation, taking into account the exercise of  
18 due diligence. See 18 U.S.C. §3161(h)(8)(A) & (B)(iv).

19 Based on these findings, IT IS HEREBY ORDERED THAT the time from July 9 through July  
20 24, 2007, shall be excluded for purposes of the Speedy Trial Act, 18 U.S.C. §3161(h)(8)(A) and  
21 (B)(iv).

22 IT IS SO ORDERED.

23  
24 Dated: July 23, 2007

25 Saundra B. Armstrong  
SAUNDRA BROWN ARMSTRONG  
United States District Court